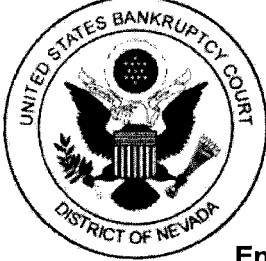


# **EXHIBIT A**



Entered on Docket  
June 17, 2011

Hon. Linda B. Riegle  
United States Bankruptcy Judge

**LEWIS AND ROCA LLP**

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*Attorneys for USACM Liquidating Trust*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:

**USA COMMERCIAL MORTGAGE  
COMPANY,**

Debtor.

Case No. BK-S-06-10725-LBR

CHAPTER 11

**Order Sustaining Amended Eighth  
Omnibus Objection Of USACM Trust To  
Proofs Of Claim Based In Whole or In  
Part Upon Investment In The Marlton  
Square Loan**

Hearing Date: June 14, 2011

Hearing Time: 10:30 a.m.

The Court having considered the "Amended Eighth Omnibus Objection Of USACM Trust To Proofs Of Claim Based In Whole or In Part Upon Investment in The Marlton Square Loan ("Marlton Square Loan") [DE 8357] (the "Objection"); the Court having heard the Objection on June 14, 2011; appropriate notice of the Objection having been given; no response to the Objection having been filed; the Court noting on the record that the disallowance of the Claims listed on Exhibit A does not affect the direct lenders'

1 right to repayment by the borrower or from the collateral securing the Marlton Square  
2 Loan; and good cause appearing:

3 **IT IS ORDERED** that:

- 4 1. The Objection [DE 8357] is sustained; and  
5 2. The claims listed on **Exhibit A** attached are disallowed in whole or in part to  
6 the extent those claims are based upon an investment in the Marlton Square Loan.

7  
8 PREPARED AND RESPECTFULLY SUBMITTED BY:

9 **LEWIS AND ROCA LLP**

10  
11 By /s/ John Hinderaker  
12 Robert M. Charles, Jr.  
13 John Hinderaker (*pro hac vice*)  
14 3993 Howard Hughes Parkway, Ste. 600  
15 Las Vegas, Nevada 89169-5996  
16 Telephone: (702) 949-8320  
17 Facsimile: (702) 949-8321

18 *Attorneys for USACM Liquidating Trust*  
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## LOCAL RULE 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

\_\_\_\_\_ This Court has waived the requirement set forth in LR 9021(b)(1).

XXX No party appeared at the hearing or filed an objection to the motion.

\_\_\_\_\_ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Counsel appearing: \_\_\_\_\_

\_\_\_\_\_ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order

U.S. Trustee: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

Submitted by:  
LEWIS AND ROCA LLP

By: /s/ John Hinderaker.  
Attorneys for USACM Liquidating Trust

# # #

**USACM Trust  
Marlton Square  
Multiple Loan Claims**

<b>Claim</b>	<b>Date Claim was Filed</b>	<b>Name</b>	<b>Address</b>	<b>Total Claim Amount</b>	<b>Approximate Amount Subject to Objection Because it Relates to an Investment In the Marlton Square Loan</b>
10725-01183	11/10/2006	Karen Petersen Tyndall Trust Dtd 3/9/94	C/O Karen Petersen Tyndall Tee 1012 Greystoke Acres St Las Vegas, NV 89145-8659	1,115,915.59	152,239.44
10725-02177	1/12/2007	Klay Living Trust Dtd 7/11/90	Othmar & Christine Klay Tees 5530 Lausanne Dr Reno, NV 89511	708,473.90	100,000.00
10725-00768-2	10/27/2006	Nienke A Lels Hohmann	Revocable Trust Agreement Dated 3/8/00 c/o Nienke A Lels Hohmann Trustee 2275 Broadway Street San Francisco, CA 94115	131,474.82	50,000.00
10725-02057	1/11/2007	Lindsey H Kesler Jr IRA	First Savings Bank Custodian 4847 Damon Cir Salt Lake City, UT 84117	517,569.18	100,000.00
10725-01081	11/7/2006	Macdonald Center	For The Arts & Humanities 1730 W Horizon Ridge Pkwy Henderson, NV 89012-1001	1,525,000.00	525,000.00
10725-02308	1/13/2007	Mantas, Leo G	7440 S Blackhawk St #12208 Englewood, CO 80112-4355	329,116.00	150,000.00
10725-01898	1/9/2007	Massry, Morris	C/O Segel Goldman Mazzotta & Siegel Pc 9 Washington SQ Albany, NY 12205	1,802,040.00	101,527.78

**EXHIBIT A**

2361250.1

**USACM Trust  
Marlton Square  
Multiple Loan Claims**

<b>Claim</b>	<b>Date Claim was Filed</b>	<b>Name</b>	<b>Address</b>	<b>Total Claim Amount</b>	<b>Approximate Amount Subject to Objection Because it Relates to an Investment In the Marlton Square Loan</b>
10725-00596	10/16/2006	Mehlman, Marina IRA	2027 Hathaway Ave Westlake Village, CA 91362-5171	112,088.96	52,000.00
10725-02187	1/12/2007	Melvin J & Evelyn A Ives Bypass Trust Dtd 1/6/93	Evelyn A Ives Trustee 220 First St #3 Seal Beach, CA 90740	447,246.00	75,000.00
10725-02306	1/13/2007	Menchetti, D G	Po Box 7100 Incline Village, NV 89452-7100	1,800,000.00	250,000.00

**EXHIBIT A**

2361250.1